

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN

JOSEPH JAMES LEFEBRE,

Plaintiff,

v.

Case No. 17-C-1312

NANCY A BERRYHILL,
Commissioner of Social Security,

Defendant.

ORDER

Plaintiff has filed a complaint seeking review of the decision of the Commissioner of Social Security. Plaintiff has requested leave to proceed *in forma pauperis*, pursuant to 28 U.S.C. § 1915. An indigent plaintiff may commence a federal court action, without paying required costs and fees, upon submission of an affidavit asserting inability “to pay such fees or give security therefor” and stating “the nature of the action, defense or appeal and affiant’s belief that the person is entitled to redress.” 28 U.S.C. § 1915(a)(1). Plaintiff filed the required affidavit of indigence. Upon review of that affidavit, plaintiff lists monthly income of \$1085.00 and expenses of only \$496.00. Due to the available income listed on the financial statement, this court is unable to find the plaintiff indigent on this record. Accordingly, plaintiff’s motion to proceed *in forma pauperis* is **DENIED**, but with leave to refile. Plaintiff shall either pay the filing fee or efile a new motion within 21 days.

SO ORDERED this 29th day of September, 2017.

s/ William C. Griesbach
William C. Griesbach, Chief Judge
United States District Court